

Jean-Marc Zimmerman (Pro Hac Vice)  
Zimmerman& Levi, LLP  
226 St. Paul Street  
Westfield, NJ 07090  
Tel: (908) 654-8000  
Fax: (908) 654-7207

John W. Hathaway  
Law Offices John W. Hathaway, PLLC  
4600 Bank of America Tower  
701 Fifth Avenue  
Seattle, WA 98104  
Tel: (206) 624-7100  
Fax: (206) 624-9292

Attorneys for Plaintiff Eon-Net, L.P.

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

EON-NET, L.P.,

Plaintiff-Sanctioned  
Party-Appellant

and

ZIMMERMAN & LEVI, L.L.P. and  
JEAN-MARC ZIMMERMAN,

Sanctioned Parties-  
Appellants,

v.

FLAGSTAR BANCORP, INC.,

Defendant-Appellee.

**Case No. C05-2129P**

**AMENDED  
NOTICE OF APPEAL**

Further to the Notice of Appeal filed on April 14, 2008 which was

1 assigned appeal number 2009-1308, notice is hereby given that Eon-Net,  
2 L.P. and its counsel Zimmerman & Levi, L.L.P. and attorney Jean-Marc  
3 Zimmerman in the above-named case hereby appeal to the United States  
4 Court of Appeals for the Federal Circuit from the Final Judgment in favor of  
5 Defendant entered in this action on June 21, 2010. This appeal includes any  
6 and all findings, conclusions and determinations including but not limited to  
7 the Order on Claim Construction entered on March 4, 2009, the Order on  
8 Costs and Fees entered on January 4, 2010, and the Supplemental Order on  
9 Fees and Costs entered on May 17, 2010. The filing fee is being  
10 electronically submitted with this filing  
11  
12  
13

14 /s/Jean-Marc Zimmerman  
15 Jean-Marc Zimmerman (Pro Hac Vice)  
16 Zimmerman & Levi, L.L.P.  
17 226 St. Paul Street  
18 Westfield, NJ 07090  
19 Tel: (908) 654-8000  
20 Fax: (908) 654-7207

21 John W. Hathaway  
22 Law Offices John W. Hathaway, PLLC  
23 4600 Bank of America Tower  
24 701 Fifth Avenue  
25 Seattle, WA 98104  
26 Tel: (206) 624-7100  
27 Fax: (206) 624-9292

28 Attorneys for Appellants

Dated: July 5, 2010  
Westfield, NJ 07090